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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 QBE INSURANCE CORPORATION, CASE NO.: 2:20-cv-02104-RFB-EJY
9 individually,

10 Plaintiff,

11 vs.

12 SIMONE RUSSO, RICHARD DUSLAK and
JUSTIN SESMAN,

13 Defendants.

14 RICHARD DUSLAK and JUSTIN SESMAN,

15 Counterclaimants,

16 vs.

17 QBE INSURANCE CORPORATION,

18 Counter-Defendants.

19 RICHARD DUSLAK and JUSTIN SESMAN,

20 Third-Party Plaintiffs,

21 vs.

22 SUNRISE VILLAS IX HOMEOWNERS'
ASSOCIATION; DOES I-X AND ROE
23 BUSINESS ENTITIES I-X,

24 Third-Party Defendants.

25 AND ALL RELATED CLAIMS

26 **STIPULATION AND ORDER TO**
CONDUCT EXPERT DEPOSITIONS AFTER
THE CLOSE OF DISCOVERY

1 **STIPULATION AND ORDER TO CONDUCT EXPERT DEPOSITIONS AFTER THE CLOSE**
2 **OF DISCOVERY**

3 Defendants/Counterclaimants/Third-Party Plaintiffs RICHARD DUSLAK and JUSTIN
4 SESMAN, Third-Party Defendant SUNRISE VILLAS IX HOMEOWNERS' ASSOCIATION,
5 Plaintiff/Counter-defendant QBE INSURANCE CORPORATION, Third-Party Defendant
6 AMANDA DAVIS and Defendant SIMONE RUSSO, by and through their respective counsel of
7 record, do hereby stipulate to allow the depositions of the following expert witnesses disclosed in
8 this matter to be conducted after the discovery deadline of December 22, 2021 and prior to the trial
9 date in this matter:

10 Mark Falkenhagen

11 Richard Vavra

12 Stan Smith

13 Steven Plitt

14 Thomas Ireland

15 Good cause exists to take the expert depositions in this matter after the close of discovery
16 due to scheduling difficulties in this matter and to avoid unnecessary duplication of efforts. Due to
17 trial schedules and holiday schedules, both for counsel and the experts, scheduling these
18 depositions at a time that is convenient for both the parties and experts has not been possible within
19 the discovery period. Additionally, the experts in this case will need to review the deposition
20 testimony of the parties, to include Amanda Davis (deposed on December 6, 2021) , the 30(b)(6)
21 witnesses of Sunrise (scheduled to be deposed on December 22, 2021) and the 30(b)(6) witness of
22 QBE (not yet scheduled as subject to a Motion for Protective Order - Dkt. No. 138). To avoid
23 duplication of efforts, including the likelihood of needing to re-depose the experts once the
24 30(b)(6) for QBE has testified, the parties agree to avoid wasting time and resources the expert
25 depositions in this matter should go forward after the testimony of all of QBE's 30(b)(6) witness.
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1 Therefore, the parties stipulate to take the depositions of experts after the December 22,
2 2021 deadline to complete discovery and after the deposition of QBE's 30(b)(6) Witness.

3 **IT IS SO ORDERED:**

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8 UNITED STATES MAGISTRATE JUDGE

9 DATED: December 22, 2021

10 DATED this 21st day of December, 2021.

11 **BIGHORN LAW**

12 By: /s/Kimball Jones
13 **KIMBALL JONES, ESQ.**
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17 *Attorneys for Defendants/Counterclaimants/
18 Third-Party Plaintiffs*

19 DATED this 21st day of December, 2021.

20 **MORALES, FIERRO & REEVES**

21 By: /s/William C. Reeves
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27 DATED this 21st day of December, 2021.

28 **GORDON REES SCULLY MANSUKHANI
LLP**

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30 **ROBERT E. SCHUMACHER, ESQ.**
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44 SUNRISE VILLAS IX HOMEOWNERS'
45 ASSOCIATION*

46 DATED this 21st day of December, 2021.

47 **THE LAW OFFICE OF DAVID
48 SAMPSON, LLC**

49 By: /s/David F. Sampson
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